

1 **KATHLEEN A. LEAVITT**
2 **CHAPTER 13 BANKRUPTCY TRUSTEE**
3 **201 Las Vegas Blvd South, Suite 200**
4 **Las Vegas, NV 89101**
5 **kal13mail@las13.com**
6 **(702) 853-0700**

E-File

4 **UNITED STATES BANKRUPTCY COURT DISTRICT OF NEVADA**

6 **IN RE:**

7 **NICOLAS LARA**
8 **RITA LARA**

9 Debtor(s).

Chapter 13
BKS-12-11954-MKN

MOTION TO DISMISS

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Hearing Date: March 21, 2013

Hearing Time: 2:00 pm

10 Attorney for Debtor: NEWARK & NEWARK LAW FIRM

11 Comes now KATHLEEN A. LEAVITT, Chapter 13 Bankruptcy Trustee in the above captioned
12 bankruptcy case and for her motion states and alleges as follows:

13 1. Debtor(s) filed an Original Petition under Chapter 13, Title 11 of the United States Code
14 on February 23, 2012.

15 2. Chapter 13 Plan was confirmed by the Court on 06/14/2012.

16 3. Balance on hand at the time of filing this motion is \$1,276.80.

17 4. The Trustee requests that this case be dismissed pursuant to 11 U.S.C. § 1307 (c) for one
18 or more of the following reasons, to wit:

(c) For cause,

19 (c)(6) Material default by the debtor with respect to a term of a confirmed plan to wit:

- 20 • Failure to turn over tax refunds (year): For the 2011 non-exempt portion in the amount
21 of \$2427.

22 WHEREFORE, the Chapter 13 Trustee prays the Court issue an Order dismissing Debtor's
23 case for the reasons as stated above.

20 DATE: 1/25/2013

21 KA

/s/ KATHLEEN A LEAVITT

Kathleen A. Leavitt

CHAPTER 13 BANKRUPTCY